

STATE OF VERMONT
DRUG RECOGNITION EVALUATION
DPS 339



Rolling Log No. **10-8-43** Case Number **10A104045**

Page **1** of **3** TO BE COMPLETED BY D.R.E. TRAINED PERSONNEL

Offense(s) Charged
NONE

Name (Last, First, Middle) **[REDACTED]** DOB **[REDACTED]** Age **48** Sex **M** Arresting Officer (Name/Agency) **OFFICER VANWINKLE / ESSEX POLICE DEPT.**

Date/Time of Arrest **10-1-10 1634** Breath test results **.000%** Time **1630** Refused **Instrument # 042729 AICO IV** Date/Time/Location of Examination **10-1-10 1705 ESSEX POLICE DEPT.**

Admonition of Rights given by? **S/TPR RAVELIN** Rights Waived? ☒ Yes ☐ No What have you eaten today? **BURGER** Time? **3:00pm** What have you been drinking? **NOTHING** How much? **—** Time of last drink? **—**

Time Now? **5:05pm** When did you last sleep? **9am - 1230pm** How long? **3.5hrs** Are you sick or injured? **Congested** Are you diabetic or epileptic? ☐ Yes ☒ No

Do you take insulin? ☐ Yes ☒ No Do you have any physical defects? ☐ Yes ☒ No Are you under the care of a doctor/dentist? ☐ Yes ☒ No

Are you taking any medication or drugs? **Wellbutrine** ☒ Yes ☐ No Do you have high blood pressure or heart disease? If yes, describe. ☐ Yes ☒ No Have you ever had a severe head injury? ☐ Yes ☒ No Do you have brain damage? ☐ Yes ☒ No

Speech **NORMAL** Altitude/Behavior **COOPERATIVE** Coordination **STEADY** Face **NORMAL** Breath/Odors **NONE**

Corrective Lenses ☒ Glasses ☐ Contacts ☐ Hard ☐ Soft ☐ None Eyes ☒ Normal ☐ Bloodshot ☐ Watery Blindness ☒ None ☐ Right Eye ☐ Left Eye

Pupil size ☒ Equal ☐ Unequal (explain) **4.5** Able to follow stimulus? ☒ Yes ☐ No Eyelids ☐ Retracted ☒ Normal ☐ Droopy

Pulse & Time
1. **120, 1719**
2. **128, 1734**
3. **128, 1748**
HGN
Lack of smooth pursuit
Max. deviation
Angle of onset ☐ Resing (0) ☐ Rapid (35) ☐ Extreme (45) ☐ Immediate (0-30) ☐ Near extreme (40) ☒ None
Right eye ☐ Yes ☒ No Left eye ☐ Yes ☒ No
Vertical nystagmus? ☐ Yes ☒ No
Convergence
Right eye Left eye

(3) One leg stand
Count # **1, 3, 4** (R) **4, 15** (L)
Sways while balancing
Used arms to balance
Hopping
Put foot down

(1) Modified Romberg
B/F
(2) Walk and turn

Cannot keep balance
Started too soon
Stopped walking
Missed heel-toe
Stepped off line
Raised arms
Actual steps taken **9** **9**
Type of footwear **SNEAKERS**

Internal clock: **32** Estimated as 30 sec. Describe turn **TOOK SEVERAL SMALL STEPS** Cannot do test (explain) **TROUBLE BALANCING on one foot longer than couple sec**

(4) ☐ Right ☐ Left
Finger/Nose
Draw lines to spots touched
Pupil Size: MM
Light Right Eye Left Eye
Room Light **4.5** **4.5**
Near Total Darkness **5** **5**
Direct **4** **4**

Comments
Rebound dilation ☒ Yes ☐ No
Reaction to light ☒ Normal ☐ Slow ☐ Little or None Visible
Chemical test time.
☐ Blood ☐ Refused
Witness.
INDICATE FRESH OR OLD PUNCTURE MARKS
Attach Photos of Fresh Puncture Marks (optional)
FRONT BACK

Blood pressure **124/78** Temperature **97.2 °F**
Muscle tone ☒ Near Normal ☐ Flaccid ☐ Rigid
Comments
Drug admission?
Examining Officer **Wellbutrine 300 mg 10:00 AM VANWINKLE**
S/TPR RAVELIN
Agency **VSP-WILKINSON**
Reviewed by **LT/DO** DRE -- Ravelin

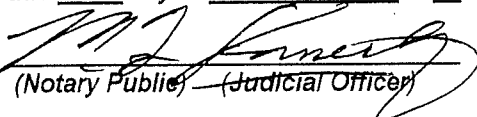
Alcohol ☐ Stimulant ☐ Dissociative Anesthetic ☐ Inhalant ☐ Medical ☐ Depressant ☐ Hallucinogen ☐ Narcotic Analgesic ☐ Cannabis

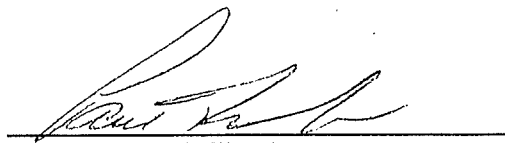
Drug recognition evaluation report/narrative

- 1: **Location:** The evaluation was conducted at the Essex Police Department
- 2: **Witness:** The evaluation was witnessed by Officer Van Winkle of the Essex Police Department
- 3: **Breath Test:** A sample of [REDACTED] breath was taken with a Preliminary Breath Test result of .000% BrAC at approximately 1630 hours using an Alco IV serial number 042729.
- 4: **Notification/Interview of A/O:** I was notified by VSP Williston Dispatch that Officer Van Winkle was requesting a DRE after stopping a vehicle for erratic operation. I was advised Officer Van Winkle was currently transporting [REDACTED] back to the Essex Police station. Officer Van Winkle stated Essex Police had received several calls about an erratic operator on VT Rte 15 in Essex. One caller stated the vehicle drove over a curb while pulling into a restaurant. Officer Van Winkle stated he followed the vehicle as it pulled from the restaurant and continued east on VT Rte. 15. Officer Van Winkle stated the vehicle swerved several times in its lane before he pulled it over.
- 5: **Initial Observations:** I first observed [REDACTED] when he exited the holding cells in the processing area. I noticed he was steady on his feet and his speech was normal.
- 6: **Medical Problems:** [REDACTED] stated he has been congested the past 24 hours. He stated he has a boil near his pubic area that is infected. He showed me an area the size of a quarter that was red and covered with pustules.
- 7: **Psychophysical Tests:** [REDACTED] exhibited minimal impairment during the psychophysical tests. On the Walk and Turn, [REDACTED] failed to touch heel to toe on steps number 4 and 5 on the second set of nine steps. On the One Leg Stand, [REDACTED] could not balance for more than a few consecutive seconds. He could not perform the exercise on either foot. On the Finger to Nose, [REDACTED] failed to touch the tip of his nose on all attempts except number six.
- 8: **Clinical Indicators:** EYES: [REDACTED] pupil's size was at the low end of normal in near total darkness lighting conditions. I observed rebound dilation. VITALS: [REDACTED] pulse rate was above normal on all three readings at 120, 128, and 128 BPM.
- 9: **Signs of Ingestion:** No signs of ingestion were visible.
- 10: **Statements:** [REDACTED] stated he was out late the night before in the rain and may have caught a cold. He stated he only sleeps a few hours a night and has been that way his entire life. [REDACTED] advised when he got pulled over, and was speaking to Officer Van Winkle, his head felt like it was foggy. He consumed Wellbutrine 300 mg. at approximately 10:00 am as prescribed.

Subscribed and sworn to before me on

this 20 day of OCTOBER 2010


(Notary Public) (Judicial Officer)


(Affiant)
10-26-10
(date)

DRE -- Ravelin -- 000120

Drug recognition evaluation report/narrative

11: **Opinion of Evaluator:** In my opinion this evaluation is a Rule Out.


12: **Toxicological Sample:** None

13. **Miscellaneous:** I am a Nationally Certified Drug Recognition Expert since July 2008.

Subscribed and sworn to before me on

this 26 day of DECEMBER 2010

(Notary Public) (Judicial Officer)



(Affiant)
10-26-10

(date)